

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

THE HIPSAVER COMPANY, INC.,)
Plaintiff / Counterclaim Defendant,)
)
v.) Civil Action No. 05-10917 PBS
)
J.T. POSEY COMPANY,)
Defendant / Counterclaim Plaintiff.)
)
)

**CONFIRMATION OF WITHDRAWAL OF
ASSENTED-TO EMERGENCY MOTION TO WITHDRAW ITS
SUPPLEMENTAL EXPERT REPORT**

Further to the notice it provided at the June 4, 2007 hearing before this Court, HipSaver confirms for the docket its withdrawal of its Assented-to Emergency Motion to Withdraw its Supplemental Expert Report [D.N. 280], filed Thursday, May 31, 2007.

Dated: June 4, 2007

Respectfully submitted

The HipSaver Company, Inc.
By its Attorneys,
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CERTIFICATE OF SERVICE

I certify that this document has been filed through the Electronic Case Filing System of the United States District Court for the District of Massachusetts and will be served electronically by the court to the Registered Participants identified in the Notice of Electronic filing.

/s/ Courtney M. Quish
Courtney M. Quish